

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

UNITED STATES OF AMERICA,

Plaintiff(s),

vs.

Julio Ochoa-Mata,

Defendant(s).

NO. CR 09-146-FRZ (HCE)

ORDER

This matter was referred to the United States Magistrate Judge pursuant to 28 U.S.C. §636(b)(1)(B) and the local rules of practice of this Court for hearing and report and recommendation on Defendant's Motion to Dismiss Indictment For Selective Prosecution Or, Alternatively, for Discovery Under Rule 16 [Doc 18].


On March 30, 2009, Magistrate Judge Hector C. Estrada conducted a hearing and on April 1, 2009 issued his Report and Recommendation. [24] A copy was sent to all parties. Neither party filed objections to the Magistrate Judge's Report and Recommendation.

The Court, having made an independent review of the record herein, orders as follows:

IT IS ORDERED that Magistrate Judge Estrada's Report and Recommendation is ACCEPTED and ADOPTED by this Court as the findings of fact and conclusions of law in this matter.

1 IT IS ORDERED that the Motion to Dismiss Indictment For Selective Prosecution
2 Or, Alternatively, for Discovery Under Rule 16 is DENIED.

3 DATED this 24th day of April, 2009.
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6 FRANK R. ZAPATA
7 United States District Judge
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